

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

TRUEPOSITION, INC.	)	
	)	
PLAINTIFF,	)	
	)	Case No. 2:11-cv-4574 (RK)
vs.	)	
	)	
LM ERICSSON TELEPHONE COMPANY,	)	
<i>et al.</i>	)	
	)	
DEFENDANTS.	)	

**ORDER**

AND NOW, this \_\_\_\_\_ day of \_\_\_\_\_, upon consideration of the Joint Motion of TruePosition, Inc. and Third Generation Partnership Project ("3GPP") to Dismiss 3GPP With Prejudice and Without Costs, and Joint Request for Retention of Jurisdiction, IT IS HEREBY ORDERED that the Motion is GRANTED. 3GPP is hereby DISMISSED from the above entitled action with prejudice and without costs.

IT IS FURTHER ORDERED that the Court will retain jurisdiction to adjudicate any dispute concerning TruePosition, Inc.'s and 3GPP's obligations under the Settlement Agreement entered into by the parties, including its negotiation, formation or construction, during the pendency of this Action.

BY THE COURT

---

Hon. Robert F. Kelly, U.S.D.J.

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

TRUEPOSITION, INC.,	)	
	)	
PLAINTIFF,	)	
	)	
vs.	)	Case No. 2:11-cv-4574 (RK)
	)	
LM ERICSSON TELEPHONE COMPANY, <i>et al.</i> ,	)	
	)	
DEFENDANTS.	)	
_____	)	

**JOINT MOTION OF TRUEPOSITION, INC. AND THIRD GENERATION  
PARTNERSHIP PROJECT ("3GPP") TO DISMISS 3GPP WITH PREJUDICE AND  
WITHOUT COSTS, AND JOINT REQUEST FOR RETENTION OF JURISDICTION**

The Parties have entered into a settlement agreement without admission of liability ("Agreement"), and pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, plaintiff TruePosition, Inc. and defendant 3GPP ("Parties") jointly move that subject to the Agreement 3GPP be dismissed from the above-entitled action with prejudice and without costs.

The Parties further request that the Court retain jurisdiction to adjudicate any dispute concerning the Parties' obligations under the Agreement, or concerning its negotiation, formation or construction, during the pendency of this Action.

Dated: July 14, 2014

Respectfully submitted,

s/John G. Harkins, Jr.

---

John G. Harkins, Jr. (Atty. I.D. 4441)

HARKINS CUNNINGHAM LLP

4000 Two Commerce Square

2001 Market Street

Philadelphia, PA 19103

*Counsel for TruePosition, Inc.*

s/Richard S. Taffet

---

Richard S. Taffet

BINGHAM McCUTCHEN LLP

399 Park Avenue

New York, New York 10022

*Counsel for 3GPP*

**CERTIFICATE OF SERVICE**

I, Colleen Healy Simpson, hereby certify that on July 14, 2014, I caused a true and correct copy of the Joint Motion of TruePosition, Inc. and Third Generation Partnership Project (“3GPP”) to Dismiss 3GPP With Prejudice and Without Costs, and Joint Request for Retention of Jurisdiction to be served, via ECF, on the following:

Stephen W. Armstrong  
Montgomery, McCracken, Walker & Rhoads, LLP  
123 South Broad Street  
Philadelphia, PA 19109  
[sarmstrong@mmwr.com](mailto:sarmstrong@mmwr.com)

Steven E. Bizar  
Allison Khaskelis  
Benjamin F. McAnaney  
Buchanan Ingersoll & Rooney PC  
Two Liberty Place  
50 S. 16th Street, Ste. 3200  
Philadelphia, PA 19102-2555  
[steven.bizar@bipc.com](mailto:steven.bizar@bipc.com)  
[allison.khaskelis@bipc.com](mailto:allison.khaskelis@bipc.com)  
[benjamin.mcananey@bipc.com](mailto:benjamin.mcananey@bipc.com)

Robert N. Feltoon  
Jonathan K.M. Crawford  
Conrad O’Brien PC  
1500 Market Street  
Centre Square West Tower, Ste. 3900  
Philadelphia, PA 19102-2100  
[rfeltoon@conradobrien.com](mailto:rfeltoon@conradobrien.com)  
[jcrawford@conradobrien.com](mailto:jcrawford@conradobrien.com)

Francis P. Newell  
Peter Michael Ryan  
Cozen O’Connor  
1900 Market Street  
Philadelphia, Pennsylvania 19103  
[fnewell@cozen.com](mailto:fnewell@cozen.com)  
[pryan@cozen.com](mailto:pryan@cozen.com)

Kevin J. Arquit  
Peri L. Zelig  
Simpson Thacher & Bartlett LLP  
425 Lexington Avenue  
New York, NY 10017-3954  
[karquit@stblaw.com](mailto:karquit@stblaw.com)  
[pzelig@stblaw.com](mailto:pzelig@stblaw.com)

Roger G. Brooks  
Gary A. Bornstein  
Yonatan Even  
John D. Biancamano  
Benjamin H. Diessel  
Pierre N. Gemson  
Alexander S. del Nido  
Sarah A. Geers  
Amber L. Jordan  
Cravath, Swaine & Moore LLP  
Worldwide Plaza  
825 Eighth Avenue  
New York, N.Y. 10019-7475  
[rbrooks@cravath.com](mailto:rbrooks@cravath.com)  
[gbornstein@cravath.com](mailto:gbornstein@cravath.com)  
[yevens@cravath.com](mailto:yevens@cravath.com)  
[jbiancamano@cravath.com](mailto:jbiancamano@cravath.com)  
[bdiessel@cravath.com](mailto:bdiessel@cravath.com)  
[pgemson@cravath.com](mailto:pgemson@cravath.com)  
[adelnido@cravath.com](mailto:adelnido@cravath.com)  
[sgeers@cravath.com](mailto:sgeers@cravath.com)  
[ajordan@cravath.com](mailto:ajordan@cravath.com)

Jeffrey L. Friesen  
Zukerman Gore Brandeis & Crossman LLP  
Eleven Times Square  
New York, NY 10036  
[jfriesen@zukermangore.com](mailto:jfriesen@zukermangore.com)

Richard S. Taffet  
Bingham McCutchen LLP  
399 Park Avenue  
New York, NY 10022-4689  
[richard.taffet@bingham.com](mailto:richard.taffet@bingham.com)  
[trevor.wilmot@bingham.com](mailto:trevor.wilmot@bingham.com)

William S.D. Cravens  
Bingham McCutchen LLP  
2020 K Street, N.W.  
Washington, DC 20006-1806  
[william.cravens@bingham.com](mailto:william.cravens@bingham.com)

Conor A. Reidy  
Peter C. Thomas  
Andrew Winerman  
Simpson Thacher & Bartlett LLP  
1155 F Street, N.W.  
Washington, DC 20004  
[CReidy@stblaw.com](mailto:CReidy@stblaw.com)  
[pthomas@stblaw.com](mailto:pthomas@stblaw.com)  
[awinerman@stblaw.com](mailto:awinerman@stblaw.com)

Ali M. Stoeppelwerth  
Brian Boynton  
Perry Lange  
Wilmer Cutler Pickering Hale and Dorr LLP  
1875 Pennsylvania Avenue, NW  
Washington, DC 20006  
[ali.stoeppelwerth@wilmerhale.com](mailto:ali.stoeppelwerth@wilmerhale.com)  
[brian.boynton@wilmerhale.com](mailto:brian.boynton@wilmerhale.com)  
[perry.lange@wilmerhale.com](mailto:perry.lange@wilmerhale.com)

s/Colleen Healy Simpson

---

Colleen Healy Simpson